

A Town Board Meeting of the Town of Owasco was held on August 11, 2011 at 4:00 PM in the Owasco Town Hall with the following members present:

PRESENT:

Councilperson, Tony Gucciardi  
Councilperson, Terrence Lattimore  
Councilperson, Edward Wagner  
Supervisor, John J. Klink

ABSENT: Councilperson, Gino Alberici

OTHERS PRESENT: Michael Wilson, Nancy Taylor and Rick Galbato Town Attorney.  
CALL TO ORDER: 4:03 PM

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

Resolution 11-097 approval of Town Board Agenda for August 11, 2011.

Motion by Councilperson Gucciardi; Second Councilperson Lattimore.

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

APPROVAL OF MINUTES:

Resolution 11-098 approval of Town Board Minutes for July 14, 2011.

Motion by Councilperson Gucciardi; Second Councilperson Wagner.

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

PUBLIC PARTICIPATION:

COMUNICATONS:

COMMITTEE REPORTS:

Supervisor’s monthly financial report	Zoning Board Chairman, David Kalabanka	Planning Board Chairman Richard Knaul
Highway Superintendent, Public Works Superintendent Michael Wilson	Assessor Kim Gridley	Code Enforcement Officer Patrick Doyle
Town Historian Laurel Auchampaugh	Truck Traffic John Klink	
Cayuga County Water Quality Management Agency and Owasco Lake Standing Committee Ed Wagner	Recycling Center Ed Wagner	Owasco Lake Watershed Inspection Committee John Klink
Councilperson Meeting Reports	Playground Committee	

PUBLIC PARTICIPATION:

COMUNICATONS:

PUBLIC HEARING LOCAL LAW NO. 1 OF 2011: Opened at 4:06 PM Meter reading; repairs and inspections;  
Discontinuance of Water Service.

Resolution 11-099 to close the Public Hearing at 4:26 PM

Motion by Councilperson Gucciardi; Second Councilperson Lattimore.

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

**OLD BUSINESS:**

**NEW BUSINESS:**

**Resolution 11-100 to approve SEQR determination for Local Law No. 1 of 2011**

**A Resolution to Issue a Determination of Environmental Significance for Local Law No. 1 of 2011.**

**WHEREAS, the Owasco Town Board declares itself Lead Agency for the purpose of conducting the environmental review of said proposed action; and**

**WHEREAS, the Owasco Town Board has determined that the proposed action for adoption of Local Law No. 1 of 2011 is an Unlisted Action under the State Environmental Quality Review (SEQR) Regulations; and**

**WHEREAS, the Owasco Town Board hereby determines that the action does not involve any other agencies apart from the Owasco Town Board itself; and**

**WHEREAS, the Town Board caused a Short Environmental Assessment Form to be prepared for use to assess the potential environmental impacts associated with enactment of the proposed local law; and**

**BE IT RESOLVED, that the Owasco Town Board has determined that the adoption of the proposed Local Law No. 1 of 2011 will not have a significant adverse impact on the environment and hereby issues a Negative Declaration.**

**BE IT FURTHER RESOLVED, that the Town Supervisor be and is hereby directed to sign the Negative Declaration of Environmental Significance.**

**Motion by Councilperson Wagner; Second Councilperson Gucciardi.**

Roll call vote:	Councilperson Alberici <u>Absent</u>	Councilperson Gucciardi <u>Yes</u>
	Councilperson Lattimore <u>Yes</u>	Councilperson Wagner <u>Yes</u>
	Supervisor Klink <u>Yes</u>	

**Resolution 11-101 A Resolution of the Town Board for the adoption and enactment of Local Law No. 1 of 2011.**

**WHEREAS, a Resolution was adopted by the Town Board on July 14, 2011 introducing proposed Local Law No. 1 of 2011 and said Resolution established a public hearing relating thereto; and**

**WHEREAS, a Notice of Public Hearing with respect to said proposed Local Law was duly published in The Citizen, the official Town newspaper and a newspaper circulated in said Town on August 5, 2011, and proof of such publication has been filed with the Town Clerk, and**

**WHEREAS, a Notice of Public Hearing with respect to such Local Law was duly posted on the sign board of the Owasco Town Hall, and**

**WHEREAS, a Public Hearing upon said proposed Local Law was held at the Owasco Town Hall, 2 Bristol Avenue, Auburn, New York 13021, in the Town of Owasco, New York on this date, August 11, 2011, pursuant to such Notice and an opportunity to be heard was given at said hearing to those favoring or opposing passage of said proposed Local Law; and**

**WHEREAS, the Owasco Town Board by Resolution passed on this date issued a Negative Declaration under SEQRA for Local Law No. 1 of 2011.**

**WHEREAS, the Town Board has carefully considered the proposed Local Law; and after due deliberation, finds it is in the best interest of the Town of Owasco to adopt said Local Law;**

**NOW, THEREFORE, AFTER DUE CONSIDERATION, IT IS HEREBY,**

**RESOLVED, that the Town Board of the Town of Owasco hereby approves and enacts Local Law No. 1 of 2011 set forth below:**

§ 144-24. Meter reading; repairs and inspections; Discontinuance of Water Service.

- A. Employees of the Water Department, in the performance of their duties, shall be permitted to enter the premises of any consumer at any reasonable hour to remove, replace, repair or test the meter, to make a record of the quantity of water used, to inspect the premises to determine the manner of water use or to enforce the provisions of this chapter. If the Town is unable to access the premises to obtain a meter reading after one (1) year, a shut off notice will be sent to the property. In addition, there will be no monetary or usage credit for over estimates when the Town has been unable to obtain a meter reading.**
- B. Water service may be discontinued by the Town for refusal of reasonable access to the property for the purpose of reading, repairing, testing or removing meters or inspecting water piping or other fixtures.**
- C. No liability for shutting off water. Neither the Water Department nor the Town shall be liable for any damage which may result to any person or premises from shutting off the water from any main or service, for any purpose whatever, even in cases where no notice is given.**

**Motion by Councilperson Gucciardi; Second Councilperson Lattimore.**

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

**Resolution 11-102 the Owasco Town Board supports New York State Senator Michael Nozzolio's request that the New York State Department of Environmental Conservation "DEC" to extend the Natural Gas Drilling Ban the agency wants to establish for the Skaneateles Lake and New York City water shed regions to all the Finger lakes Watersheds which includes Owasco Lake.**

**Motion by Councilperson Wagner; Second Councilperson Lattimore.**

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

**Resolution 11-103 to appoint Linda Hester of 37 First Ave., Auburn, NY 13021 as School Crossing Guard for the town of Owasco at a rate of \$22.55 per day.**

**Motion by Councilperson Wagner; Second Councilperson Lattimore.**

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

**Resolution 11-104 to appoint Debbie Donnelly as Crossing Guard Supervisor 9 Vanduyne Ave., Auburn NY 13021 at a rate of \$24.60 per day.**

**Motion by Councilperson Gucciardi; Second Councilperson Wagner.**

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

**Resolution 11-105 authorizing the Town Supervisor after consulting with the Town Engineers and the Town Attorney to either rebid or RFP the Water Tank job.**

**Motion by Councilperson Gucciardi; Second Councilperson Wagner.**

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

Resolution 11-106 to start the Town Board Meeting for September 8, 2011 at 4:00 PM.

Motion by Councilperson Gucciardi; Second Councilperson Lattimore.

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

Resolution 11-106 to call for Special Meeting/Work Shops for 2012 Budget Meetings for the Town of Owasco shall take place on Wednesday September 14, Thursday 15, and Friday 16, 2011 at 10:00 AM at the Owasco Town Hall, 2 Bristol Ave., Auburn, NY 13021.

Motion by Councilperson Lattimore; Second Councilperson Alberici.

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

#### AUDIT AND PAYMENT OF CLAIMS:

Resolution 11-107 authorizing the audit and payment of the following claims:

General and Highway Funds, Special Districts, (Water and Sewer Districts), Capital Project and Reserve Fund claims, and ratifying the payment of the prepaid claims as authorized by resolution 11-016 adopted January 14, 2011, all in accordance with the attached abstract of claims. For ABSTRACT # 8 2011 Vouchers 445-517 for a total of \$106,488.22

Motion by Councilperson Wagner; Second Councilperson Lattimore.

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

Resolution 11-108 to adjourn to executive session at 5:43 P. M. to discuss personnel issues. Contract negotiations and possible litigation.

Motion by Councilperson Lattimore; Second Councilperson Gucciardi.

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

Resolution 11-109 to return from executive session at 5:48 P. M.

Motion by Councilperson Gucciardi; Second Councilperson Lattimore.

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

#### OTHER:

#### ADJOURNMENT:

Resolution 11-110 to adjourn the meeting:

Motion by Councilperson Gucciardi; Second Councilperson Lattimore.

Roll call vote: Councilperson Alberici Absent Councilperson Gucciardi Yes  
Councilperson Lattimore Yes Councilperson Wagner Yes  
Supervisor Klink Yes

Meeting adjourned at 5:51 P.M.

Robert A. Shaw Town Clerk